IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.474 OF 2005
IN
APPEAL (L) NO.846 OF 2004
IN
NOTICE OF MOTION NO. 2454 OF 2004
IN
SUIT NO. 2543 OF 2004

M/s.Lithos Estate Developers Pvt.Ltd. .. Applicant
V/s
Rajkumar Meghraj Shorewala .. Respondent

Shri.Vishal Maheshwari i/b. Shri.N.S.Himaytulla for the Applicant.
Shri.R.D.Dave i/b. N.N.Vishnava & Co. for the Respondent.

CORAM : DR.S.RADHAKRISHNAN &
S.J.VAZIFDAR, JJ.

DATE : 10TH MARCH, 2006.

P.C.:

1. Heard the learned Counsel for the Applicant and the learned Counsel for the Respondent. By this Notice of Motion, the Applicant is seeking condonation of 10 days delay. Perused the Notice of Motion and the affidavit-in-support thereof. For the reasons stated in the affidavit-in-support of the Notice of Motion, sufficient cause is made out for condoning the delay. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence, Notice of Motion is made absolute in terms of prayer clause (a). Place the appeal on board on 3rd April, 2006 subject to numbering.

(DR.S.RADHAKRISHNAN,J.)

(S.J.VAZIFDAR,J.)